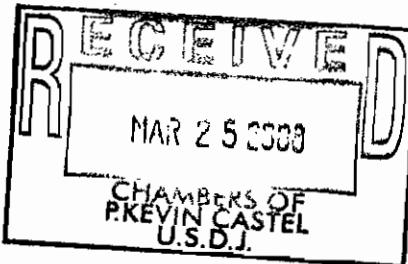


BERNARD PELLEGRINO (1929-1984)
 BERNARD A. PELLEGRINO
 FRANK M. MORGILLO
 MICHAEL D. SAFFER*
 ANTHONY R. DECHELLO
 STEPHEN R. BELLIS
 FRANCES B. GRANQUIST
 BERNARD PELLEGRINO
 MAUREEN E. BURNS
 GAYLE A. SIMS
 GIA SCHIOPPO CALISTRO**
 GREGORY J. GALLO***

- * Admitted In Massachusetts
- ** Admitted in Rhode Island
- *** Admitted in New York



March 24, 2008

| |
|----------------------|
| USDS SDNY |
| DOCUMENT |
| ELECTRONICALLY FILED |
| DOC #: |
| DATE FILED: 3/26/08 |

Honorable P. Kevin Castel
 U.S. District Judge
 United States District Court
 Southern District of New York
 500 Pearl Street
 New York, New York 10007

Via Federal Express

RE: Docket No. 07 CR 945-01 (PKC)
United States of America v. Garrett D. Santillo
Our File No. S0992001

Dear Judge Castel:

I enclose herewith a March 5, 2008 report issued by Dr. Joel Bregman together with the report issued by Dr. Brockett mentioned therein in response to the Santillo family's request to address issues that will be significant to a correction facility that may have custody of their son, Garrett Santillo. I previously requested a conference with the Court in an effort to determine whether you will consider the content of Dr. Bregman's report and/or permit Dr. Bregman to testify as part of the completion of Garrett Santillo's sentencing.

Dr. Bregman has grave concerns relative to Garrett Santillo's incarceration and he is of the belief that the Court would not sentence Mr. Santillo as you have already indicated if you were fully aware of and fully appreciated the nature of his Asperger's Syndrome condition. Although the Court was provided with copies of prior reports that addressed Mr. Santillo's condition, Dr. Bregman is of the belief that the Court, if it was so inclined, could benefit from the explanation of Mr. Santillo's condition and his assessment as to the root of his conduct if he had the ability to address the Court.

I fully appreciate that this is an exceptional request and I make it in the interest of pursuing justice and only after weighing the input of Dr. Bregman and his characterization that incarcerating Mr. Santillo for his conduct is the equivalent of incarcerating a blind individual for bumping into things.

3/24/2008

Page 2

I respectfully request the direction from the Court as to whether it will permit Dr. Bregman to address the Court prior to completion of the Court's sentencing and if not, if it will order that Dr. Bregman's report and Dr. Brockett's report which are included herewith, be incorporated as part of Mr. Santillo's sentence for the benefit of the Federal Bureau of Prisons. If Dr. Bregman will be permitted to testify, I will need to contact him in order to make certain that he is available on April 7, 2008.

I appreciate your consideration of this matter and look forward to your response.

Respectfully,

ANTHONY R. DECHELLO

ARD/pmd

Enclosure

cc: Thomas G. A. Brown, Esq. – with enclosure
 Christopher Ferrall – with enclosure
 Garrett Santillo – with enclosure
 William Santillo – with enclosure

Dr Bregman's after-the-fact "characterization" of this Court's sentencing decision -- including his views on the ways society has advanced or its viewpoints will be considered by this Court. It is not Dr. Bregman's responsibility -- nor should it be -- to consider, among other such 3553 factors, "the need for the sentence imposed -- to protect the public from further crimes of the defendant . . ." 18 U.S.C. § 3553(a)(2)(C). In short, I will consider Dr. Bregman's report, as well as that of Dr. Brockett. So ORDERED.

JWB/JBL JWB/JBL USOT
 3-26-08